

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District  
No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on Wednesday,  
February 15, 2017 at 8:30 a.m.**

In accordance with the Texas Open Meetings Act, notice is hereby given that the Board of Directors of the El Paso County Water Improvement District No. 1 ("EPCWID") will meet in open and closed meetings at the above location, date, and time to consider and act upon the following:

**Open Meeting Agenda**

1. Call to order and establishment of a quorum.
2. Welcome of guests.
3. Minutes of 1/18/2017 meeting of the Board of Directors.
4. Reappointment of General Manager.
5. Reappointment of Chief Financial Officer.
6. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:
  - a. **January Financial Report**
  - b. **\$500.00 Expenditure Report**
  - c. **Legal & Consulting Fees Budget Report**
  - d. **EPCWID Annual Audit Report for Fiscal Year 2016**
7. Report and recommendations by Rose Rodriguez, Tax Assessor/Collector/Office Manager, 5 concerning adjustments and corrections, if any, to assessments, taxes, and charges by EPCWID:
  - a. **Review tax report and adjustments.**
  - b. **2013-2017 El Paso Public Service Board Assignments.**
  - c. **2015-2017 Lower Valley Water District Assignments.**
  - d. **Comparison of EPCWID tax assessments and collection during 2015 and 2016.**
  - e. **Report on tax suits and interventions filed by EPCWID.**
  - f. **Reclassification of 304.03 acres of land within the District in the Rio Bosque Park as irrigable.**
8. General Manager's items concerning the following:
  - a. **Recognition of Bert Cortez for decades of dedication to and expert management of the Rio Grande Project and the promotion of water conservation and protection of El Paso's surface water supply.**
  - b. **Farmers meetings on February 21<sup>st</sup> at 1:00 p.m. at Texas A&M and 6:00 p.m. at Canutillo School Administration office.**
  - d. **Rio Grande Compact Meeting schedule: reception on April 4<sup>th</sup> and meeting on 5<sup>th</sup> in Santa Fe, New Mexico.**
  - e. **Offer of Settlement on USA vs. 0.4585 Acres of Land, et al and EPCWID; Civil No. EP-14-CV-00298-DCG.**
  - f. **Meeting with EBID Board President Robert Faubion and General Manager Gary Esslinger.**

FILED FOR RECORD  
IN MY OFFICE  
2017 FEB 10 AM 8:11  
COUNTY CLERK  
EL PASO COUNTY TEXAS

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District  
No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on Wednesday,  
February 15, 2017 at 8:30 a.m.**

9. District Engineer's reports and recommendations concerning the following:
  - a. **Rio Grande Project Operating Agreement Accounting**
  - b. **Rio Grande Compact Accounting**
  - c. **Rio Grande Project Water Supply and Water Allocations**
  - d. **Status of 3<sup>rd</sup> Party Construction in District Canals and Drains.**
10. Maintenance Manager's reports and recommendations concerning the following:  
**Drain maintenance program and water delivery system**
11. Water master's reports and recommendations concerning the following:  
**Water use and availability**
12. Water delivery allocations to EPCWID water users and water available by contract.
13. Applications for Licenses for Use of District Real Property:  
**License for Use of District Drains within the City Limits of El Paso for conveyance of storm and construction groundwater, subsurface utility crossings, and reimbursement of maintenance and operation.**
14. Sale of Surplus District Real Property under 49.226 of the Texas Water Code  
**Sale of approximately 17.345 acres located near the heading of the Riverside Canal to the City of El Paso acting through the El Paso Water Utilities Public Service Board.**
15. Any or all of the items shown on the attached Closed Meeting Agenda.
16. Adjournment.

At any time during the open meeting, the Board of Directors may retire into a closed meeting to discuss the subjects shown on the Closed Meeting Agenda after the presiding officer publicly announces that a closed meeting will be held; and identifies the section or sections of Chapter 551 of the Texas Government Code under which the closed meeting is held.

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District  
No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on Wednesday,  
February 15, 2017 at 8:30 a.m.**

**Closed Meeting (Executive Session) Agenda**

1. Pursuant to Texas Gov. Code §551.071 the Board of Directors will conduct a private consultation with its attorneys seeking advice of such attorneys regarding the following pending or contemplated litigation; or settlement offer(s); or on the following matter(s) in which the duty of the attorneys to EPCWID under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with chapter 551 of the Texas Government Code:
  - a. **New Mexico Lower Rio Grande Water Rights Adjudication No. CV-96-888-SSI 97-104.**
  - b. **Suit by State of New Mexico against U.S.A. to invalidate Operating Agreement.**
  - c. **Status of State of Texas v State of New Mexico and State of Colorado, no. 22O141 Original in the United States Supreme Court and Intervention by the United States.**
  - d. **The United States of America v 0.4685 Acres of Land, More or Less, Situate in El Paso County, State of Texas; and 0.1858 Acres of Land, More or Less, Situate of El Paso County, State of Texas; and 0.2387 Acres of Land, More or Less, Situate in El Paso County, State of Texas; and El Paso County Water Improvement District No. 1 In Cause No. EP14CV0298.**
  - e. **Condemnations by the United States, pending and expected.**
  - f. **Comanche Trail Pipeline, LLC vs. El Paso County Water Improvement District No. 1, El Paso County Court of Law No. 6, 2016-DCV-0255, intervention by U.S.A. and removal to federal district court.**
  - g. **Comanche Trail Pipeline, LLC vs. El Paso County Water Improvement District No. 1 and The United States of America, United States District Court Western District of Texas El Paso Division, EP-16-CV-00444-FM.**
2. Pursuant to Texas Government Code §551.072, the Board will conduct a closed meeting to discuss the licensing, sale, purchase, exchange, lease or value of real property as shown on the open meeting agenda under items 8, 13, and/or 14.
3. Pursuant to Texas Government Code §551.074, the Board will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the below indicated officer(s) or employee(s) of EPCWID indicated below: **None**
4. Pursuant to Texas Government Code §551.076, the Board will conduct a closed meeting to deliberate Security Devices or Security Audits: **None**

In accordance with §551.102, Texas Gov. Code, during the closed meeting there will be no final action, decision, or vote on any of the above closed meeting agenda items. The Board of Directors may move any of the closed meeting agenda items to the open meeting for consideration and action.